



BARBADOS

OFFENCES AGAINST THE PERSON (AMENDMENT) ACT, 2020-1

*Arrangement of Sections*

1. Short title
2. Amendment of section 2A of Cap. 141



**BARBADOS**

I assent  
S. MASON  
Governor-General  
31st January, 2020.

**2020-1**

An Act to amend the *Offences Against the Person Act*, Cap. 141.

[Commencement: 3rd February, 2020]

ENACTED by the Parliament of Barbados as follows:

**Short title**

**1.** This Act may be cited as the *Offences Against the Person (Amendment) Act, 2020*.

**Amendment of section 2A of Cap. 141**

**2.** *Section 2A of the Offences Against the Person Act, Cap. 141 is deleted and the following is substituted:*

**“Review of existing sentences for the offence of murder**

**2A.(1)** A person who, prior to the commencement of the amendments contained in the *Offences Against the Person (Amendment) Act, 2018*, (Act 2018-32), was convicted of murder and sentenced to death and

(a) whose sentence was not commuted under section 78 of the *Constitution* shall have

(i) his sentence set aside; and

(ii) a new sentence imposed by the Chief Justice or such judge as the Chief Justice shall assign; or

(b) whose sentence was commuted under section 78 of the *Constitution* shall have

(i) his sentence and the instrument by which the sentence was commuted, set aside; and

(ii) a new sentence imposed by the Chief Justice or such judge as the Chief Justice shall assign.

(2) The sentence of death shall not be imposed on a person whose sentence is reviewed pursuant to subsection (1).

(3) The Chief Justice or such judge as he shall assign shall, in imposing a new sentence under subsection (1), take into consideration the guidelines set out in sections 39 and 41 of the *Penal System Reform Act, Cap. 139*. ”.